

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
TYLER DIVISION**

<p>KLAUSNER TECHNOLOGIES, INC., Plaintiff,</p> <p style="text-align:center">vs.</p> <p>ALTIGEN COMMUNICATIONS, INC., et al., Defendants.</p>	<p>Case No.: 6: 11-cv-568-LED LEAD CASE</p>
<p>IPVX PATENT HOLDINGS, INC. Plaintiff,</p> <p style="text-align:center">vs.</p> <p>BROADVOX, INC.; BROADVOX, LLC; BROADVOXGO!, LLC; CYPRESS COMMUNICATIONS, INC.; CYPRESS COMMUNICATIONS OPERATING COMPANY, LLC;</p> <p>Defendants,</p> <p style="text-align:center">And</p> <p>CYPRESS COMMUNICATIONS, LLC Defendant and Third-Party Plaintiff,</p> <p style="text-align:center">vs.</p> <p>GENBAND US LLC; MOVIUS INTERACTIVE CORPORATION; and BROADSOFT, INC., Third-Party Defendants.</p>	<p>Case No.: 6:11-cv-00575-LED</p>

AGREED MOTION TO DISMISS WITH PREJUDICE

Pursuant to Rule 41(a) of the Federal Rules of Civil Procedure and the terms of a separate agreement, Third-Party Plaintiff Cypress Communications, LLC (“Cypress”) and Third-Party

Defendant Genband US LLC (“Genband”) have agreed to settle, adjust and compromise all claims in the above-captioned action. The parties, therefore, move this Court to dismiss the above-entitled cause and all claims by Cypress against Genband and all claims by Genband against Cypress made therein with prejudice to the re-filing of same.

The parties further move the Court to order that all costs and expenses relating to this litigation (including attorney and expert fees and expenses) shall be borne solely by the party incurring same.

A proposed Order accompanies this motion.

March 8, 2013

Respectfully Submitted,

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Inc.; Cypress Communications, LLC*

CERTIFICATE OF SERVICE

I hereby certify that all counsel of record who are deemed to have consented to electronic service are being served this 8th day of March, 2013, with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a)(3). Any other counsel of record will be served by electronic mail, facsimile transmission and/or first class mail on this same date.

/s/ George Pazuniak
George Pazuniak (PHV)